

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

RETIREE BENEFIT TRUST OF THE  
CITY OF BALTIMORE, Individually and  
on Behalf of All Others Similarly Situated,

Plaintiff,

vs.

MALIBU BOATS, INC., JACK  
SPRINGER, BRUCE BECKMAN, DAVID  
BLACK, and WAYNE WILSON,

Defendants.

No. 1:24-cv-03254-LGS

**CLASS ACTION**

**NOTICE OF LEAD PLAINTIFF'S UNOPPOSED MOTION FOR (I) PRELIMINARY  
APPROVAL OF CLASS ACTION SETTLEMENT; (II) CERTIFICATION OF THE  
SETTLEMENT CLASS; AND (III) APPROVAL OF NOTICE TO THE  
SETTLEMENT CLASS**

TO: All Counsel of Record

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law in Support of Lead Plaintiff's Unopposed Motion for (I) Preliminary Approval of Class Action Settlement; (II) Certification of the Settlement Class; and (III) Approval of Notice to the Settlement Class, the Stipulation and Agreement of Settlement (the "Stipulation") filed simultaneously herewith, and all prior proceedings in this Action, Lead Plaintiff Retiree Benefit Trust of the City of Baltimore ("Lead Plaintiff"), through the undersigned counsel, on behalf of itself and the proposed Settlement Class, will move this Court, pursuant to Rule 23 of the Federal Rules of Civil Procedure, before the Honorable Lorna G. Schofield, at the United States District Court, Southern District of New York, Courtroom 1106 of the Thurgood Marshall United States Courthouse, 40 Foley Square, New York, NY 10007, at a time and date to be determined by the Court, for entry of the Parties' agreed-upon [Proposed] Order Preliminarily Approving Settlement and Providing for Notice (the

“Preliminary Approval Order”), accompanying this motion. If entered, the Preliminary Approval Order will, among other things:

- (1) Preliminarily approve the proposed class action settlement for \$7,800,000, subject to notice to the Settlement Class and later consideration of final approval to resolve this Action in its entirety;
- (2) Approve the form, content and manner of the class notices being given to members of the Settlement Class;
- (3) Certify the Settlement Class for purposes of the Settlement; and
- (4) Schedule a hearing, and certain deadlines related thereto, on final approval of the Settlement, the proposed Plan of Allocation, and Lead Counsel’s application for an award of attorneys’ fees and reimbursement of litigation expenses.

As noted in paragraph 3.2 of the Stipulation, Defendants do not oppose this motion. Lead Plaintiff respectfully suggests that this motion may be granted without a hearing such that notice of the proposed Settlement may be promptly sent to the members of the Settlement Class, and that a hearing be scheduled for consideration of final approval of the proposed Settlement.

Dated: July 31, 2025

Respectfully submitted,

**SAXENA WHITE P.A.**

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*Lead Counsel for Lead Plaintiff*

**CERTIFICATE OF SERVICE**

I hereby certify that on July 31, 2025, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send a Notice of Electronic Filing to all counsel of record.

Respectfully submitted,

/s/ Steven B. Singer  
Steven B. Singer